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14 **UNITED STATES DISTRICT COURT**
15 **CENTRAL DISTRICT OF CALIFORNIA**
16 **WESTERN DIVISION**

18 MICHELE OGLINA,
19 DERIVATIVELY AND ON BEHALF
20 OF AMPIO PHARMACEUTICALS,
INC.,

21 Plaintiff,
22 v.

23 MICHAEL MACALUSO, DAVID
24 BAR-OR, PHILIP H. COELHO,
25 RICHARD B. GILES, DAVID R.
26 STEVENS, VAUGHAN L. CLIFT,
27 MARK D. MCGREGOR, AND
28 GREGORY A. GOULD,

Defendants,
and

AMPIO PHARMACEUTICALS, INC.,
Nominal Defendant.

CASE NO. 2:15-cv-05970-TJH-PJW

JOINT STATUS REPORT

Judge: Judge Terry J. Hatter, Jr.
Courtroom: 17 – Spring St.
Action Filed: August 6, 2015

Defendants Michael Macaluso, David Bar-Or, Philip H. Coelho, Richard B. Giles, David R. Stevens, Vaughan L. Clift, Mark D. McGregor, and Gregory A. Gould (the "Individual Defendants"), nominal defendant Ampio Pharmaceuticals, Inc. (collectively with the Individual Defendants, "Defendants"), and plaintiff Michele Oglina submit this Joint Status Report pursuant to the Court's October 3, 2016 Order and Notice to All Parties (Dkt. No. 20).

The parties advise that this action remains stayed pursuant to the parties' September 16, 2015 Joint Stipulation Accepting Service and Setting Schedule (Dkt. No. 15) and the Court's corresponding September 22, 2015 Order Accepting Service and Setting Schedule (Dkt. No. 17). On September 27, 2016, Plaintiffs filed a Second Amended Complaint in the related class action lawsuit, *Harr v. Ampio Pharmaceuticals, Inc. et al.*, Case No. CV-15-3474-TJH, after the Court granted Defendants' motion to dismiss with leave to amend. Defendants' deadline to respond to that complaint is November 11, 2016. Discovery in the class action remains stayed pursuant to the automatic stay under the Private Securities Litigation Reform Act, 15 U.S.C. § 78u-4(b)(3)(B), pending the outcome of Defendants' Motion to Dismiss the Second Amended Complaint.

Dated: October 31, 2016

Respectfully submitted,

GOODWIN PROCTER LLP

/s/ Lloyd Winawer

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Dated: October 31, 2016

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